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* Admitted in NY only
** Passed the Patent Bar Examination

August 6, 2001

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/667,569
Title: *Methods and Microorganisms for Production of Panto-Compounds*
Filed: September 21, 2000
Inventors: R. Rogers Yocum, et al.
Attorney Docket No. BGI-141CP

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice To File Missing Parts of Nonprovisional Application (in duplicate);
2. Executed Declaration, Petition and Power of Attorney for Patent Application (12 pages)
3. Check in amount of \$4,494.00 (710.00 basic filing fee; \$3,654.00 additional claims fee and \$130.00 surcharge);
4. Transmittal letter of Diskette containing Sequence Listing;
5. Papercopy of Sequence Listing;
6. Diskette containing Sequence Listing;
7. Copy of the Formalities Letter and;
8. Return postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. *A duplicate of this sheet is enclosed.*

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, DC 20231 on:

August 6, 2001

Date

Debra J. Milasincic, Reg. No. 46,931

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

Debra J. Milasincic
Reg. No. 46,931



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: R. Rogers Yocum *et al.*

Serial No.: 09/667,569

Filed: September 21, 2000

For: *Methods and Microorganisms for
Production of Panto-Compounds*

Attorney Docket No.: BGI-141CP

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

August 6, 2001

Date of Signature and of Mail Deposit

By:

Debra J. Milasincic
Reg. No. 46,931
Agent for Applicants

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NON-PROVISIONAL APPLICATION**

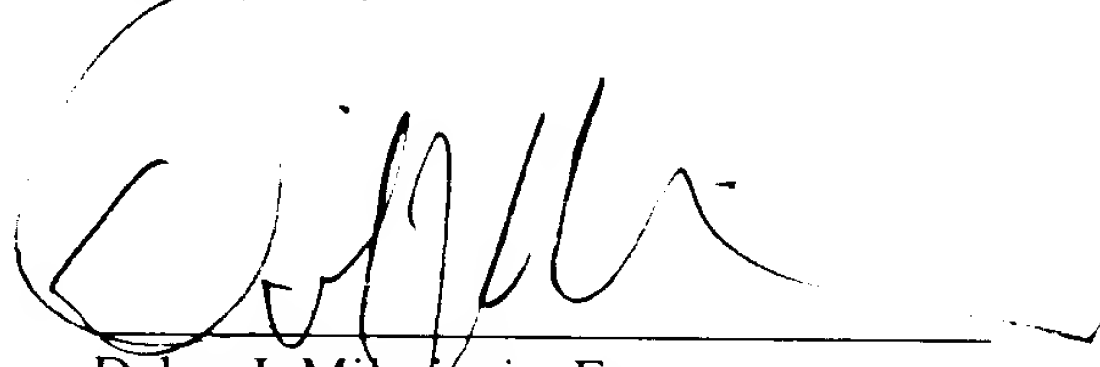
Dear Sir:

Responsive to the Notice to File Missing Parts of Non-Provisional Application dated June 5, 2001, Applicants' agent submits herewith the executed Declaration, Petition and Power of Attorney for the above-identified patent application. A check in the amount of \$4,494.00 is enclosed to cover the total amount owed by Applicant including \$130.00 surcharge, \$710.00 basic filing fee, \$3,654.00 additional claim fee. A copy of the Formalities Letter is also enclosed.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate of this letter is enclosed.

Respectfully submitted,

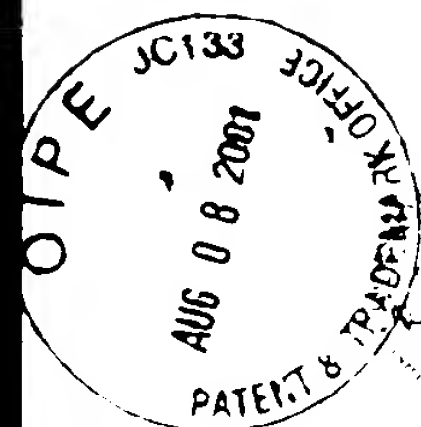


Debra J. Milasmcic, Esq.
Registration No. 46,931
Agent for Applicants

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28 State Street
Boston, MA 02109
Tel. (617) 227-7400

Dated: August 6, 2001

DOCKETED



Aug 5, 2001 - Missing Parts & Surcharge
Jan 5, 2002 - ESP W SENT + *Seq. Listing*

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20503
 WWW.USPTO.GOV

APPLICATION NUMBER	FILING DATE	FIRST NAME, APPLICANT	ALL KNOWN DOCUMENT NUMBER
09/667,569	09/21/2000	R. Rogers Yocum	BBI-141CP

CONFIRMATION NO. 8755

000959
 LAHIVE & COCKFIELD
 28 STATE STREET
 BOSTON, MA 02109

FORMALITIES LETTER



OC000000006147083

Date Mailed: 06/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$3674.
 - \$1152 for 64 total claims over 20.
 - \$2262 for 29 independent claims over 3.
 - \$260 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 4494.**
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

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- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY